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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/847,102	05/01/2001	Dennis A. Carson	220002062900	5759
7	590 04/09/2003	·		
Kevin L. Bastian, Esq. Townsend and Townsend Crew LLP Two Embarcadero Center, Eitht Floor			EXAMINER	
			YU, MISOOK	
San Francisco, CA 94111-3834			ART UNIT	PAPER NUMBER
			1642 DATE MAILED: 04/09/2003	18

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examiner		Applicati n N .	Applicant(s)				
## Defice Action Summary Examiner MISOOK YU, Ph.D. 1642	* *	—					
MISOOK YU, Ph.D. 1642	Office Action Summary						
- The MALING DATE of this or munication appears on this over sheet with the circ respondence address—Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE _1 MONTH(S) FROM THE MALING DATE OF THIS COMMUNICATION. Extensions of time may be semilate under the processor of 3 CFR 1.38(a), in no event, however, may a reply be timely filled by the period for reply specified solves library than thirty (30) days, and specified or period processor in the period for reply specified solves library than thirty (30) days, and specified or period processor in the period for reply specified solves library than thirty (30) days, and specified or period processor in the period for reply specified solves library than thirty (30) days, and specified or period processor in the period for reply specified provision is library than thirty (30) days, and the considered streety. 1 If the period for reply specified or period specified provision is the period of the communication to become ABAPICCRED (30 U.S. C § 133). Any reply received by the Office later than three more than the control and the communication of the communicatio	Office Action Guillinary						
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Exercisions of time may be available under the provisions of 37 CFR 1.35(a). In no event, however, may a reply be timely filed - Exercision of time may be available under the provisions of 37 CFR 1.35(b). In no event, however, may a reply be timely filed - Exercisions of time may be available under the provisions of 37 CFR 1.35(b). In no event, however, may a reply be timely filed - Exercision of the provision of the search of the searc	The MAILING DATE of this communication and						
THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available used the previous of 3 CFR 1 13(6). In no event, however, may a reply be timely filed after SX (6) MONTHS from the mailing date of this communication. It is a start of the provided of the communication of the communication of the provided provided the provided provid							
This action is FINAL. 2b This action is non-final.	 THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. If the period for reply specified above is less than thirty (30) days, a reply If NO period for reply is specified above, the maximum statutory period we Failure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b). 	36(a). In no event, however, may a reply be ti within the statutory minimum of thirty (30) da vill apply and will expire SIX (6) MONTHS fron cause the application to become ABANDONI	mely filed ys will be considered timely. n the mailing date of this communication. ED (35 U.S.C. § 133).				
2a) This action is FINAL. 2b) This action is non-final. 3 Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-10 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) 1-10 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) cocepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: a) approved b) disapproved by the Examiner. If approved, corrected drawings are required in reply to this Office action. 12) The oath or declaration is objected to by the Examiner. Priority under 35 U.S.C. §§ 119 and 120 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received in Application No. application from the International Bureau (PCT Rule 17.2(a)). *See the attached detailed Office action for a list of the certified copies not received. 14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application). a) The translation of the foreign language provisional application has been received. 15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 120 and/or 121.	<u> </u>	December 2002 .					
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	1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice of Informal					

Application/Control Number: 09/847,102

Art Unit: 1642

DETAILED ACTION

Response to Amendment

The reply filed on 12-09-2002 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): applicant did not elect a single invention but elected 10 inventions, Inventions I-X. See 37 CFR 1.111. See page 2 of the prior Office Action.

Each antibody that binds to each of the ten different proteins in claim 10 is a different product, therefore a different invention. Applicant is requested to select a SEQ ID NO (in claim 10) that the elected antibody binds to.

I-X. Claims 1-10, 16, 22, drawn to antibody and pharmaceutical comprising antibody, classified in class 424, subclass 139.1.

Since the above-mentioned reply appears to be *bona fide*, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MISOOK YU, Ph.D. whose telephone number is 703-308-2454. The examiner can normally be reached on 8 A.M. to 5:30 P.M., every other Friday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Anthony C Caputa can be reached on 703-308-3995. The fax phone numbers for the organization where this application or proceeding is assigned are 703-

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305-3014 for regular communications and 703-872-9307 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0196.

Misook Yu March 25, 2003

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